



#11/Election
7/23/02

PATENT
0717-0446P

Smith

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Atsushi SHIMONAKA Conf.: 8768
Appl. No.: 09/670,820 Group: 2815
Filed: September 28, 2000 Examiner: Landau, M.C.
For: SEMICONDUCTOR LASER ELEMENT AND
ELECTRONIC DEVICE USING THE SAME

TECHNICAL STAFF

REPLY TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, DC 20231

July 10, 2002

Sir:

In reply to the Election of Species Requirement dated June 10, 2002, the following remarks are respectfully submitted in connection with the above-identified application.

REMARKS

Claims 1-27 are pending in the present application.

The Examiner has required an election in the present application between:

Species I, illustrated in Fig. 1;

Species II, illustrated in Fig. 5; and

Species III, illustrated in Figs. 6 and 8.

For the purpose of examination of the present application, Applicants elect Species III, illustrated in Fig(s). 6 and 8 without traverse.

Claims 1-4, and 9-27 are directed to the elected species. Applicants respectfully submit that claims 1-4, 9 and 14 are generic to species I-III.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact William L. Gates (Reg. No. 20,848) at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 

Terrell C. Birch, #19,382

TCB/WLG/CTB/mpe
0717-0446P

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IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Atsushi SHIMONAKA Conf.: 8768
Appl. No.: 09/670,820 Group: 2815
Filed: September 28, 2000 Examiner: LANDAU, M.C.
For: SEMICONDUCTOR LASER ELEMENT AND
ELECTRONIC DEVICE USING THE SAME

LARGE ENTITY TRANSMITTAL FORM

Assistant Commissioner for Patents
Washington, DC 20231

July 10, 2002

Sir:

Transmitted herewith is a Reply to Restriction/Election Requirement in the above-identified application.

- ☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.
- ☐ Petition for _____ () month(s) extension of time pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). \$0.00 for the extension of time.
- ☒ No fee is required.
- ☐ A check in the amount of \$0.00 is enclosed.
- ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

Appl. No. 09/670,820

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 

Terrell C. Birch, #19,382

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(Rev. 09/27/01)